JUNE 5-6, 2017 • TAN-TAR-A RESORT • OSAGE BEACH, MO

# 23rd Annual Missouri WORKERS' COMPENSATION C-O-N-F-E-R-E-N-C-E

10.5 Continuing Legal Education Credits will be granted by the Missouri Bar for attorneys. Pre-approved for Continuing Education Unit requirement by Workers' Safety Program.

**SUNDAY** • **JUNE** 4, 2017

4 - 6 p.m. Early Check-In

Tan-Tar-A Resort

**MONDAY** • **JUNE** 5, 2017

# 7:30 a.m. - 1 p.m. Golf Tournament to Benefit Kids' Chance

7:30 a.m. Tournament Registration and Breakfast

The Oaks at Tan-Tar-A

8 a m Four-Person Scramble

1:15 - 1:30 p.m. Winners Announced and Prizes Awarded

8 - 9 a.m. Attendees Breakfast

Salon C

7:30 a.m. - 1 p.m. Conference Check-In and Registration

9 - 11:45 a.m. Early Bird Sessions

9 - 10:15 a.m. Sessions

ATTENDEE'S CHOICE

"Traveling to Another Dimension in Employment Law-FMLA, ADA, and Workers' Compensation and How to Decide"

Redbud

Brenda Slade, HR Director, Cole County Residential Services and Terri Sweeten, Missouri Employers Mutual

Find out what laws you should consider and how to make decisions that protect your business in dealing with FMLA, ADA and workers' compensation. Examples, solutions and updates are provided along with updates on best practices for managing your workers' compensation program.

# "Hot Topics and New Technologies in Spine Surgery"

Rooms 62/63/64

Dr. Brett Taylor, MD, Town and Country Crossing Orthopedics

Dr. Taylor discusses psychological testing, new technology in spine surgery and postoperative pain management. He reviews recent literature, evidence-based practice and causation decision-making. Dr. Taylor presents a case review.

# "Post-Traumatic Stress Disorder and Other Psychiatric Injuries in the Workers' Compensation $$\operatorname{Salon}$$ Arena"

Danny Schmitz, Attorney, McAnany, Van Cleave and Phillips and Dr. Melissa Harbit, Washington University, St. Louis

Attorney Danny Schmitz and Dr. Melissa Harbit discuss psychiatric and psychological injuries in the context of the Missouri Workers' Compensation Act. Topics include mental stress claims, psychiatric injury associated with physical injury, potential implications of the Mantia v. MoDot case and the aggravation of preexisting psychiatric injuries.

# "Perspectives on Safety"

Salon B

Nicole Thompson, Workers' Safety Program Manager, Division of Workers' Compensation; Jake Woolfenden, Owner, Summit Safety Group; Joyce Couch, Customer Relations and Human Services Manager, Husky Corporation and Joe Czaicki, Sr. Safety and Risk Consultant, Missouri Employers Mutual

This forum provides different views of occupational safety and health. The interactive session is designed to answer your safety and health questions. Topics for discussion include what is new in safety and what is needed to design an effective program.

10:15 - 10:30 a.m. Break

10:30 - 11:45 a.m. Sessions

ATTENDEE'S CHOICE

### "Foot and Ankle Trauma: A Restoration of Foundation"

Redbud

Dr. J. P. McAleer, DPM FACFAS, Jefferson City Medical Group

A stepwise approach and review of decision making in the treatment of foot and ankle trauma.

### "Comorbidities and the Injured Worker"

Rooms 62/63/64

Dr. Matthew Melander, Melander Sports Medicine

Comorbidities contribute to the overall health and healing of the injured worker. According to the most recent data, workers' compensation claims on average pay out double the cost of a claim of someone without a related comorbidity.

# "Determining and Addressing Prevailing Factor. Is This in Fact Work Related?"

Salon A

Dr. Ted Lennard, MD, Jared Neuroscience Center, CoxHealth

Dr. Lennard walks you step-by-step in addressing causation. He reviews the mechanism of the injury, tissues responses, the importance of a good history and how to separate the acute injury from a preexisting condition.

### "Kiss Carpal Tunnel Goodbye"

Salon B

Paul Krewson, OTR/L Ergonomist, Peak Ergonomics

Learn from the disciplines of physical therapy, occupational therapy and ergonomics on the most effective ways to prevent and reverse the progressive occupational illness of carpal tunnel syndrome. This session benefits employers who are interested in reducing CTS from their workers' compensation claims and OSHA logs.

# 11 a.m. - Noon Lunch for Exhibitors

Windgate Hall

11:45 a.m. - 1 p.m. Lunch for Attendees

Salon C

**Noon Exhibit Hall Opens** 

Windgate Hall

1:15 - 1:30 p.m. Welcome/Kids' Chance, Inc. of Missouri

Salon A

Conference details are available at www.labor.mo.gov/DWC-Conference

# 1:30 - 2:30 p.m. "Taking the Temperature at the Division of Salon A Workers' Compensation, Commission and Courts—2017 Case Law Review"

Chris Archer, Attorney, Archer, Lassa and McHugh, LLC and B. Michael Korte, Attorney, The Korte Law Firm, LLC What have been the major trends in case law precedent these past few years at the Commission and Courts of Appeal? Chris and Mike count down their lists of the major influential decisions and guess a bit at the future of workers' compensation in Missouri.

# 2:30 - 3 p.m. Refreshment Break/Visit Exhibitors

Windgate Hall

# 3 - 4:15 p.m. Sessions

ATTENDEE'S CHOICE

"Common Knee and Shoulder Injuries in the Workplace: Factors That Complicate Causation" Redbud
Jason P. Young, MD, Advanced Orthopedics and Sports Medicine

This session reviews the most common injuries of the knee and shoulder encountered in the workplace. The talk involves an interesting discussion regarding how chronic injuries and other factors can complicate the diagnosis, treatment and outcome regarding these work environment injuries.

# "Removing the Mask of Pain: Alternative Ways to Treat Pain"

Rooms 62/63/64

Chuck Renner, OTR, CHT, Advantage Therapy

Chronic pain is a major healthcare problem affecting IOO million Americans, according to the Institute of Medicine. Learn non-pharmocologic and non-opioid methods to effectively treat chronic pain and help reduce this costly burden to the employer and provide hope and relief to the employee.

# "Controlling Workers' Compensation Costs and Improving Overall Outcomes Through Effective Salon A Injury/Incident Management"

Steve Summers, Field Service Manager, Missouri Employers Mutual

Avoiding uncontrolled losses is key to better managing your workers' compensation program. From lower claim costs to improved outcomes for the injured worker, we review the goals of an effective incident management program and the best practices which should make up your internal controls.

# "Legislative and Regulatory Environment in Workers' Compensation"

Salon B

Carla Townsend, State Relations Executive, National Council on Compensation Insurance

The National Council on Compensation Insurance (NCCI) gathers data, analyzes industry trends and prepares objective insurance rate and loss cost recommendations for workers' compensation insurance. Gain insight into current legislative and regulatory trends that could impact benefits, costs and rules.

4:15 - 5:30 p.m. Reception

Windgate Hall

# TUESDAY • JUNE 6, 2017

7:30 - 8:45 a.m. Breakfast/Exhibit Hall Opens

Windgate Hall

8:45 - 10 a.m. Sessions

ATTENDEE'S CHOICE

# "Decision Making in Workers' Compensation: Many Shades of Gray"

Redbud

Jason A. Browdy, MD, Advanced Orthopedics and Sports Medicine

Life is easy when things are black and white. In the world of workers' compensation, there are many shades of gray. This session sheds light on the differences between fact, fiction and everything in between when treating common shoulder, elbow and knee conditions.

# " 'You Talkin' to Me?'.... The Power of Safety Performance Management and

Rooms 62/63/64

Influence Through Feedback"

Jeff Thomsen, ARM, Regional Manager, Liberty Mutual Risk Control Services and Tyler Rude, Risk Control Consultant for Risk Control Services, Liberty Mutual Insurance

This high-energy session highlights how interactions between people are used to influence performance in your organization. Participants have fun while learning practical ideas for providing feedback and techniques for stimulating high performance through behavioral safety. This session includes a group participation activity that helps clarify the powerful effects of positive reinforcement.

# "TTD and MMI After Greer v. Sysco: When Does TTD End?"

Salon A

Eric Christensen, Attorney, Early and Miranda, P.C.

This session explores the effect of the Missouri Supreme Court's decision in Greer v. Sysco Food Services on TTD benefits. For years, employers have relied on the MMI date as a bright-line standard for discontinuing TTD benefits. The Greer decision gives employers more to consider than simply the MMI date.

"Department of Labor and Industrial Relations and Division of Workers' Compensation" Nasreen Esmail, Chief Legal Counsel, Division of Workers' Compensation; Bruce Farmer, General Counsel, Department of Labor and Industrial Relations and Stephen Doden, Investigator III, Fraud and Noncompliance Unit

A brief overview of recent developments including highlights from the Fraud and Noncompliance Unit, legislative changes, trends, coverage requests, questions and answers.

# 10 - 10:30 a.m. Last Chance to Visit with Exhibitors

Windgate Hall

10:30 - 11:45 a.m. Sessions

ATTENDEE'S CHOICE

# "Success of an Employer On-Site Physical Therapy Program"

Redhud

Bret Derrick, PT, DPT, OCS, CEES, Broadway Ergonomics, LLC

Physical therapists practicing in the workplace can provide valuable benefits to both employers and employees alike. The unique skills and training of the physical therapist promote education and wellness unlike any other practitioner. This session describes how several Missouri employers have benefited from providing these services.

# "The Aging Worker: Physiological and Functional Considerations"

Rooms 62/63/64

Kevin Komes, MD, University of Missouri

More Americans are working longer. Normal declines in physical capacity associated with aging may lead to increased risk for work injury. Careful consideration in job placement/transfer may be helpful in reducing work injury claims.

# "Benefits and Defenses in Workers' Compensation: Drug-free Workplaces and Safety Benefits"

Salon A

Stephen A. McManus, Attorney, McAnany, Van Cleave and Phillips

A discussion of benefits and defenses in workers' compensation cases, including drug-free workplace issues.

# "Are Your Drivers Qualified? If Workers Drive for Your Company, You Must Follow **Best Practices**"

Salon B

Dennis Shinault, CDS, Protective and Sagamore Insurance Companies

Drivers, regardless of their primary job duties, can increase workers' compensation and liability claims and the threat of punitive damages caused by vehicle crashes. Learn techniques to greatly reduce your exposures. This also includes driver and vehicle telematics liability prevention.

# 11:45 a.m. - 1 p.m. Lunch

Salon C

# 1 - 2:30 p.m. "Case Management"

Salon A

Lawrence Kasten, CALJ; Robert Dierkes, CALJ; Lisa Meiners, CALJ; Tim Wilson, CALJ; Robert Miner, ALJ; Lee Schaefer, CALJ and David Zerrer, CALJ

A panel of Administrative Law Judges discuss management of workers' compensation cases from a judicial perspective. The judges provide insight and suggestions on the most effective and efficient approach in managing cases from date of injury to resolution by compromise, settlement or hearing. Topics addressed include medical treatment and temporary disability issues; discovery; conference, prehearing, mediation and dismissal settings; and settlements and hearings.

Thank You for Attending This Year's Missouri Workers' Compensation Conference